

Committee Room,
Austin, Texas, March 27, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 71, A bill to be entitled
"An Act relating to the licensing of
motor vehicle operators and to the
liability of certain persons for negli-
gence in the operation of motor ve-
hicles on the public highways, provid-
ing for issuance of licenses, revocation
of operator's and chauffeur's licenses
under certain conditions, forbidding
driving by persons without licenses,
providing penalties, etc., and declar-
ing an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HODGES, Chairman.

FORTY-FIRST DAY

(Continued)

(Friday, March 29, 1935)

The House met at 9:30 o'clock a. m.,
and was called to order by Hon. R.
Emmett Morse.

LEAVES OF ABSENCE GRANTED

(By Unanimous Consent)

The following members were
granted leaves of absence for today,
on motion of Mr. Jones of Runnels,
for the purpose of making an official
trip to inspect certain property in
Ellis County: Messrs. Stovall, Vena-
ble, Steward, Lemens, Lindsey and
Cowley.

Mr. Hartzog was granted leave of
absence for today, on account of im-
portant business, on motion of Mr.
Reed of Dallas.

Mr. Gray was granted leave of ab-
sence for today, on account of im-
portant business, on motion of Mr.
Fox.

Mr. Aikin was granted leave of
absence for today, on account of the
death of a very dear friend, on mo-
tion of Mr. Canon.

HOUSE BILL NO. 781 ON PASSAGE TO ENGROSSMENT

The Chair laid before the House,
as pending business, on its passage to
engrossment,

H. B. No. 781, A bill to be entitled
"An Act making appropriations to
pay the salaries and wages of officers
and employes of the eleemosynary in-
stitutions of the State and the Ala-
bama and Coushatti Indians and for
other expenses of maintaining and
operating them for the two (2) fiscal
years beginning September 1, 1935,
and ending August 31, 1937, as fol-
lows, to wit: Abilene State Hospital;
Alabama and Coushatti Indians; Aus-
tin State Hospital; Austin State
School; Colored Orphans Home, Gil-
mer; Confederate Home; Confederate
Woman's Home; Deaf, Dumb and
Blind Institute for Colored Youths;
Girls' Training School; Home of De-
pendent and Neglected Children;
State Hospital for Crippled and De-
formed Children, at Galveston; State
Juvenile Training School; State Or-
phans Home; Rusk State Hospital;
San Antonio State Hospital; Galves-
ton State Psychopathic Hospital; Ter-
rell State Hospital; State Tuberculo-
sis Sanatorium; Wichita Falls State
Hospital; Texas School for the Blind
at Austin; Texas School for the Deaf
at Austin, and declaring an emer-
gency";

The bill having heretofore been
read second time.

Mr. Alsup moved to reconsider the
vote by which the amendment by Mr.
Aikin, striking out the provisions for
the "Social Service Worker" of the
Austin State Hospital was, on yes-
terday, adopted.

Question recurring on the motion
to reconsider, yeas and nays were
demanded.

The roll of the House was called on
the motion to reconsider, and the vote
announced as follows:

Yeas—52

Adamson	Head
Adkins	Herzik
Butler of Karnes	Hofheinz
Caldwell	Holland
Calvert	Howard
Clayton	Jackson
Collins	Jones of Falls
Colquitt	Jones of Wise
Crossley	Keefe
Davison of Fisher	King
Dunlap of Hays	Lanning
Dunlap of Kleberg	Luker
England	McCalla
Fain	McFarland
Fisher	Moore
Glass	Morrison
Graves	Padgett

Patterson	Smith
Payne	Stinson
Reed of Dallas	Tennyson
Roach of Angelina	Thornton
Roark	Waggoner
Roberts	Walker
Russell	Westfall
Rutta	Worley
Scarborough	Youngblood

Nays—38

Alexander	Jones of Shelby
Alsup	Knetsch
Bradbury	Lotief
Bradford	Lucas
Broyles	Mauritz
Burton	McConnell
Cagle	McKinney
Craddock	Moffett
Farmer	Morris
Gibson	Olsen
Good	Palmer
Hanna	Pope
Hardin	Reed of Bowie
Harris of Archer	Roane
Hodges	Shofner
Hoskins	Tillery
Huddleston	Wood of Harrison
Hunter	Wood of Montague
Jones of Runnels	Young

Absent

Ash	Harris of Dallas
Atchison	Hill
Beck	Hunt
Bergman	Hyder
Butler of Brazos	James
Canon	Jefferson
Celaya	Jones of Atascosa
Colson	Lange
Cooper	Latham
Daniel	Leath
Davis	Leonard
Davisson	McKee
of Eastland	Morse
Dickison	Newton
Dunagan	Nicholson
Duvall	Petsch
Dwyer	Quinn
Fitzwater	Riddle
Ford	Rogers
Fox	Settle
Frazer	Spears
Fuchs	Stanfield
Greathouse	Tarwater
Hankamer	Wells

Absent—Excused

Aikin	Lindsey
Bourne	Reader
Cowley	Roach of Hunt
Gray	Steward
Hartzog	Stovall
Lemens	Venable

Mr. Alexander raised the point of order that there was not a quorum present.

The Chair sustained the point of order.

Mr. Alexander moved a call of the House, for the purpose of securing a quorum, and the call was duly ordered.

The Chair then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Chair.

On motion of Mr. Alsup, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll of the House was again called and the Chair announced a quorum present.

Question then recurring on the motion to reconsider the vote by which the amendment by Mr. Aikin was adopted, yeas and nays were demanded.

The motion to reconsider prevailed by the following vote:

Yeas—65

Adkins	Hoskins
Butler of Brazos	Hyder
Caldwell	Jackson
Calvert	Jefferson
Celaya	Jones of Atascosa
Clayton	Jones of Falls
Collins	Jones of Wise
Colquitt	King
Cooper	Lanning
Davison of Fisher	Luker
Davisson	McCalla
of Eastland	McFarland
Dickison	McKee
Dunagan	McKinney
Dunlap of Hays	Moore
Dunlap of Kleberg	Morrison
England	Padgett
Fain	Patterson
Fisher	Payne
Fitzwater	Reed of Dallas
Ford	Roark
Fuchs	Roberts
Glass	Russell
Graves	Rutta
Hankamer	Scarborough
Harris of Dallas	Smith
Head	Stinson
Herzik	Tarwater
Hofheinz	Tennyson
Holland	Thornton

Walker
Wells
Westfall

Wood of Montague
Worley
Youngblood

Nays—41

Adamson
Alexander
Alsup
Beck
Bradbury
Broyles
Burton
Butler of Karnes
Cagle
Canon
Craddock
Farmer
Frazer
Gibson
Good
Hanna
Hardin
Harris of Archer
Hodges
Huddleston
Hunter

Jones of Runnels
Jones of Shelby
Knetsch
Lotief
Lucas
Mauritz
McConnell
Moffett
Olsen
Palmer
Pope
Reed of Bowie
Roach of Angelina
Roane
Shofner
Stanfield
Tillery
Waggoner
Wood of Harrison
Young

Absent

Ash
Atchison
Bergman
Bradford
Colson
Crossley
Daniel
Davis
Duvall
Dwyer
Fox
Greathouse
Hill
Howard
Hunt
James

Keefe
Lange
Latham
Leath
Leonard
Morris
Morse
Newton
Nicholson
Petsch
Quinn
Riddle
Rogers
Settle
Spears

Absent—Excused

Aikin
Bourne
Cowley
Gray
Hartzog
Lemens

Lindsey
Reader
Roach of Hunt
Steward
Stovall
Venable

Question—Shall the amendment by Mr. Aikin, relative to "Social Service Worker" for Austin State Hospital, be adopted?

Mr. Padgett moved to table the amendment by Mr. Aikin.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—64

Adkins
Broyles
Butler of Brazos
Butler of Karnes
Caldwell
Calvert
Clayton
Colquitt
Cooper
Crossley
Davison of Fisher
Dickison
Dunagan
Dunlap of Hays
Dunlap of Kleberg
England
Fain
Fisher
Fitzwater
Ford
Glass
Graves
Hankamer
Harris of Dallas
Head
Herzik
Hofheinz
Holland
Howard
Hyder
Jackson
Jones of Atascosa

Jones of Falls
Jones of Wise
King
Lanning
Luker
McCalla
McFarland
McKee
McKinney
Moore
Morrison
Olsen
Padgett
Patterson
Payne
Quinn
Reed of Dallas
Roark
Roberts
Russell
Rutta
Scarborough
Smith
Tennyson
Thornton
Walker
Wells
Westfall
Wood of Montague
Worley
Young
Youngblood

Nays—41

Adamson
Alexander
Alsup
Beck
Bradbury
Burton
Cagle
Canon
Craddock
Farmer
Frazer
Fuchs
Gibson
Good
Hanna
Hardin
Harris of Archer
Hodges
Hoskins
Huddleston
Hunter

Jones of Runnels
Jones of Shelby
Knetsch
Lotief
Lucas
Mauritz
McConnell
Moffett
Morris
Palmer
Pope
Reed of Bowie
Roach of Angelina
Roane
Shofner
Stanfield
Tarwater
Tillery
Waggoner
Wood of Harrison

Absent

Ash
Atchison
Bergman
Bradford
Celaya
Collins
Colson

Daniel
Davis
Davisson
of Eastland
Duvall
Dwyer
Fox

Greathouse	Newton
Hill	Nicholson
Hunt	Petsch
James	Reader
Jefferson	Riddle
Keefe	Roach of Hunt
Lange	Rogers
Latham	Settle
Leath	Spears
Leonard	Stinson
Morse	

Absent—Excused

Aikin	Lemens
Bourne	Lindsey
Cowley	Steward
Gray	Stovall
Hartzog	Venable

Mr. Alsup moved to reconsider the vote by which the amendment by Mr. Knetsch, striking out the provisions for the traveling expenses of the Social Worker of the Austin State Hospital was, on yesterday, adopted.

Question recurring on the motion to reconsider the vote by which the amendment by Mr. Knetsch was adopted, it prevailed.

Question—Shall the amendment by Mr. Knetsch be adopted?

Mr. Patterson moved to table the amendment by Mr. Knetsch.

The motion to table prevailed.

Mr. Tennyson offered the following amendment to the section of the bill relative to Wichita Falls State Hospital:

Amend House Bill No. 781, page 46, line 33, by striking out the word "graduate."

TENNYSON,
McFARLAND.

(Mr. Jones of Atascosa in the Chair.)

On motion of Mr. Leonard, the amendment by Mr. Tennyson was tabled.

By unanimous consent of the House, the totals of House Bill No. 781 were ordered changed to conform to all changes made in the bill.

House Bill No. 781 was then passed to engrossment.

HOUSE BILL NO. 781 ON THIRD READING

Mr. Leonard moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 781 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

Adamson	Hyder
Adkins	Jackson
Alexander	James
Alsup	Jones of Falls
Beck	Jones of Runnels
Bradbury	Jones of Shelby
Bradford	Jones of Wise
Broyles	Keefe
Burton	King
Butler of Brazos	Knetsch
Butler of Karnes	Lanning
Cagle	Leonard
Calvert	Lotief
Celaya	Lucas
Clayton	Luker
Collins	Mauritz
Colquitt	McCalla
Cooper	McConnell
Craddock	McFarland
Crossley	McKee
Daniel	McKinney
Davis	Moffett
Davison of Fisher	Moore
Davison	Morris
of Eastland	Morrison
Dickison	Morse
Dunagan	Nicholson
Dunlap of Hays	Olsen
Dunlap of Kleberg	Padgett
England	Palmer
Fain	Patterson
Farmer	Payne
Fisher	Pope
Fitzwater	Quinn
Ford	Reed of Bowie
Fox	Reed of Dallas
Frazer	Roach of Angelina
Fuchs	Roark
Gibson	Roberts
Glass	Russell
Good	Rutta
Graves	Scarborough
Hankamer	Shofner
Hanna	Smith
Hardin	Stanfield
Harris of Archer	Stinson
Harris of Dallas	Tarwater
Head	Tennyson
Herzik	Thornton
Hill	Tillery
Hodges	Waggoner
Hofheinz	Walker
Holland	Wells
Hoskins	Westfall
Howard	Wood of Harrison
Huddleston	Wood of Montague
Hunt	Worley
Hunter	Young

Absent

Ash	Colson
Atchison	Duvall
Bergman	Dwyer
Caldwell	Greathouse
Canon	Jefferson

Jones of Atascosa	Riddle
Lange	Roane
Latham	Rogers
Leath	Settle
Newton	Spears
Petsch	Youngblood

Absent—Excused

Aikin	Lindsey
Bourne	Reader
Cowley	Roach of Hunt
Gray	Steward
Hartzog	Stovall
Lemens	Venable

The Chair laid House Bill No. 781 before the House, on its third reading and final passage.

The bill was read third time.

Mr. Pope offered the following amendment to the bill:

Amend House Bill No. 781 by adding between lines . . . , page . . , the following: "The superintendent of each of said eleemosynary institutions shall, within ninety days after this Act becomes a law, file with the Board of Control a complete list of inmates of such institution with the name of the town and county from which said inmate was sent to such institution, together with the names and addresses of the parent or parents or surviving relatives, if such parents are deceased, or other legal guardian or representative of the person or estate of such inmate, and that said Board of Control shall cause the various traveling State auditors, whose duties will permit, to investigate the financial responsibility of the person and estate of each inmate, including such financial responsibility of the parent or parents or guardian or legal representative of such inmates."

The amendment was adopted.

House Bill No. 781 was then passed.

HOUSE BILL NO. 637 WITH SENATE AMENDMENTS

Mr. Lange called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 637, A bill to be entitled "An Act validating and approving all acts of the governing bodies of cities and towns of the State of Texas in the issuance and sale of bonds, to aid in financing any undertaking for which a loan or grant has been made by the United States through the

Federal Emergency Administration of Public Works or other agency of the United States Government; validating such bonds and the tax levies made for the payment of such bonds, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

On motion of Mr. Lange, the House concurred in the Senate amendments by the following vote:

Yeas—115

Adamson	Hoskins
Adkins	Howard
Alexander	Huddleston
Alsup	Hunt
Beck	Hunter
Bradbury	Hyder
Bradford	Jackson
Broyles	Jones of Falls
Burton	Jones of Runnels
Butler of Brazos	Jones of Shelby
Butler of Karnes	Jones of Wise
Cagle	Keefe
Caldwell	King
Calvert	Knetsch
Celaya	Lange
Clayton	Lanning
Colquitt	Latham
Cooper	Leonard
Craddock	Lotief
Crossley	Lucas
Daniel	Luker
Davis	Mauritz
Davison of Fisher	McCalla
Davisson	McConnell
of Eastland	McFarland
Dickison	McKee
Dunagan	McKinney
Dunlap of Hays	Moffett
Dunlap of Kleberg	Moore
England	Morris
Fain	Morrison
Farmer	Olsen
Fisher	Padgett
Fitzwater	Palmer
Ford	Patterson
Fox	Payne
Frazer	Petsch
Fuchs	Pope
Gibson	Quinn
Glass	Reed of Bowie
Good	Reed of Dallas
Graves	Roach of Angelina
Hankamer	Roark
Hanna	Roberts
Hardin	Russell
Harris of Archer	Rutta
Harris of Dallas	Scarborough
Head	Shofner
Herzik	Smith
Hill	Stanfield
Hodges	Stinson
Hofheinz	Tarwater
Holland	Tennyson

Thornton	Wood of Harrison
Tillery	Wood of Montague
Waggoner	Worley
Walker	Young
Wells	Youngblood

Absent

Ash	Jones of Atascosa
Atchison	Leath
Bergman	Morse
Canon	Newton
Collins	Nicholson
Colson	Riddle
Duvall	Roane
Dwyer	Rogers
Greathouse	Settle
James	Spears
Jefferson	Westfall

Absent—Excused

Aikin	Lindsey
Bourne	Reader
Cowley	Roach of Hunt
Gray	Steward
Hartzog	Stovall
Lemens	Venable

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, March 29, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has passed

H. B. No. 763, A bill to be entitled
"An Act providing for relief for the
Hooks Independent School District of
Bowie County, Texas, in order to aid
said district in rebuilding its prop-
erties and equipping its school which
was destroyed by fire on the eleventh
day of February, A. D. 1935; provid-
ing for work relief; making an ap-
propriation to said district for said
property, and declaring an emer-
gency." (With amendments.)

Respectfully,

BOB BARKER,
Secretary of the Senate.

CONFERENCE COMMITTEE RE-
PORT ON HOUSE BILL
NO. 779

Mr. McKee submitted the following
new conference committee report on
House Bill No. 779:

Committee Room,
Austin, Texas, March 28, 1935.
Hon. Walter F. Woodul, President of
the Senate, and Hon. Coke Stev-

enson, Speaker of the House of
Representatives.

Sirs: We, your conference com-
mittee, to whom was referred House
Bill No. 779, have had same under
consideration, and we recommend to
the House of Representatives and to
the Senate that said bill pass in the
form attached hereto.

"H. B. No. 779,

A BILL

To Be Entitled

An Act making available currently
the funds now on hand and here-
after accruing to the Jack and
Stallion Fund of the State Depart-
ment of Agriculture under the
terms of Act of the Regular
Session, Forty-third Legislature,
Chapter 162, page 433, as amended
Acts of the Forty-third Legisla-
ture, First Called Session, Chap-
ter 10, page 32; providing for the
drawing of warrants by the Comp-
troller and the payment of same
by the State Treasurer in accord-
ance with the provisions hereof and
with the General Laws; providing
that this Act shall not affect the
amounts appropriated or to be ap-
propriated to the Jack and Stall-
ion Fund of the State Department
of Agriculture, or change the pro-
portion of the proceeds of the
Special Racing Fund accruing to
said Jack and Stallion Fund of the
Department of Agriculture; declar-
ing the intent of this Act; and
amending Subsection 7, Chapter
166, Acts of the Forty-third Leg-
islature, being House Bill No. 167,
pages 428-433, as amended by
Chapter 10, Acts Forty-third Leg-
islature, 1933, First Called Session,
being House Bill No. 12 of the
Session Acts of the First Called
Session of the Forty-third Legis-
lature, and declaring an emer-
gency."

Be it enacted by the Legislature of
the State of Texas:

Section 1. That from and after
the effective date of this Act, all
funds now on hand and hereafter
accruing to the benefit of the State
Department of Agriculture out of the
Special Racing Fund created under
the terms and provisions of Acts of
the Regular Session, Forty-third Leg-
islature, Chapter 162, page 433, as
amended Acts of the Forty-third

Legislature, First Called Session, Chapter 10, page 32, shall become available to and for the use of the State Department of Agriculture currently in making expenditures out of the Jack and Stallion Fund for the purpose for which such fund is created, as such funds accrue. The State Comptroller is hereby authorized and empowered to draw warrants upon said Special Racing Fund and the State Treasurer is hereby authorized and empowered to pay such warrants in accordance with the provisions of this Act and with the general provisions of law.

Sec. 2. Nothing in this Act shall be construed either to increase or diminish the amounts of the appropriations heretofore made or hereafter to be made for the operating expenses of the State Department of Agriculture. Nor shall this Act be construed in any manner to affect or change the proportion of the proceeds of the said Special Racing Funds allocated to the State Department of Agriculture, it being the purpose and intent of this Act merely to provide that the Jack and Stallion Fund of the State Department of Agriculture shall receive its proportionate share of said funds currently as same are collected and deposited with the State Treasurer.

Sec. 3. That Subsection 7, of Chapter 166, Acts of the Forty-third Legislature, 1933, being House Bill No. 167, pages 428-433, of the Session Acts of the Forty-third Legislature, as amended by Chapter 10, Acts of the First Called Session, Forty-third Legislature, 1933, being House Bill No. 12 of the Session Acts of the First Called Session of the Forty-third Legislature, be and the same is hereby amended to read as follows:

"Subsection 7. The titles of such animals so purchased shall be in the State of Texas. The Commissioner of Agriculture shall keep appropriate written records showing the price paid for each animal, from whom, and where purchased, and obtain a bill of sale for each animal purchased, showing the age and breeding of such animal, the location and the custodian from time to time of such animal. He shall also procure from time to time a report from the county agent or county judge of the county where such animal is located, as to the condition and the use made of such animal, and the number of

colts foaled in the calendar year in that county.

"For the service of such animals so distributed, the Commissioner of Agriculture is authorized to make a charge of not exceeding five dollars (\$5.00) for colts foaled. The amounts so collected by the Commissioner of Agriculture shall be remitted by him through the State Comptroller to the State Treasurer in the Special Racing Fund and shall be deposited to the credit of the Stallion and Jack Account to be used by the Commissioner of Agriculture for the purchase of additional stallions and jacks and for the maintenance of all State-owned stallions and jacks. Provided the Commissioner of Agriculture is hereby authorized to make refunds of such service charges when the animal served has not been foaled by such service, upon due proof thereof being made to the Commissioner of Agriculture on such forms prescribed by him. The Treasurer is hereby authorized to pay warrants drawn by the Comptroller upon such Jack and Stallion Account in the Special Racing Fund upon vouchers issued therefor by the Commissioner of Agriculture.

"The Commissioner of Agriculture shall adopt and carry out reasonable rules and regulations with respect to the distribution, care, use and maintenance of such animals. All expenditures thus authorized shall be paid upon accounts approved by the Commissioner of Agriculture, and warrants drawn by the Comptroller on the State Treasurer.

"In allotting or distributing said stallions and jacks, the Commissioner of Agriculture shall request and give consideration to the recommendations of the commissioners court of the particular counties seeking the distribution of such animals.

"The Commissioner of Agriculture annually, in the month of November, shall make and file with the Governor and the Racing Commission a written report showing prices paid for animals purchased by him under this Act, from whom, and where purchased, with a copy of the bill of sale on each animal showing the age and breeding of each respective animal, and the location of such animal, and the name of the then custodian thereof, the amount collected by him as service charges on animals, and the amount paid out in the way of main-

tenance expense of animals and to whom paid."

Sec. 3-a. Provided that no money on deposit on April 1, 1935, with the State Treasurer or other depositories to the credit of the Jack and Stallion Fund shall be used other than for the payment of the seven jacks now contracted for, and/or for payments of caretakers' fees now due or to become due.

Sec. 4. The fact that under the provisions of Acts of the Regular Session of the Forty-third Legislature, Chapter 162, page 433, as amended, Acts of the Forty-third Legislature, First Called Session, Chapter 10, page 32, the Special Racing Fund, as created in such Act, cannot be divided or paid out until the month of December of each year, and the fact that the Department of Agriculture now has on hand and owns a large number of jacks and stallions and has no available funds for the care of same, and for the fact that the service fees for jacks and stallions are now required to be deposited to the Racing Fund, depriving such Jack and Stallion Account of much needed revenues, creates an emergency and an imperative public necessity that the constitutional rule, requiring bills to be read on three several days, be suspended, and the same is hereby suspended, and this Act shall take effect from and after its passage, and it is so enacted.

Respectfully submitted,

RAWLINGS,
STONE,
BURNS,
HOLBROOK,

On the part of the Senate;

McKEE,
KNETSCH,
STANFIELD,

On the part of the House.

On motion of Mr. Jones of Wise, the report was ordered printed in the Journal, and further consideration of same was postponed at this time.

HOUSE BILL NO. 780 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 780, A bill to be entitled "An Act making appropriations for the support and maintenance of the executive and administrative depart-

ments and agencies of the State Government for the two-year period beginning September 1, 1935, and ending August 31, 1937, and for other purposes; and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

The bill was read second time.

On motion of Mr. Leonard, by unanimous consent, the House agreed to consider the bill department by department.

Mr. Cagle offered the following amendment to the section of the bill relative to Adjutant General's Department:

Amend House Bill No. 780, page 1, line 29, by striking out "\$2500" wherever it occurs, and substituting "\$2700."

The amendment was adopted.

Mr. Cagle offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 1, line 31, by striking out "\$1500" wherever it occurs, and inserting "\$1300."

The amendment was adopted.

Mr. Lucas offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 1, line 32, by striking out the figures "\$1800" and insert in lieu thereof the figures "\$1500."

The amendment was adopted.

Mr. Lucas offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 2, line 20, by striking out the figures "\$1800" and insert in lieu thereof the figures "\$1500."

The amendment was adopted.

Mr. Lucas offered the following amendment to this section of the bill:

Amend House Bill No. 780, lines 35 and 36, page 1, by striking out these two lines and insert in lieu thereof the following: "Stenographers, three, none to exceed \$1200 per year, \$3600—\$3600."

On motion of Mr. Padgett, the amendment was tabled.

Mr. Farmer offered the following amendment to this section of the bill:

Amend House Bill No. 780 as follows: Change, in line 36, page 1, the figures "\$1200" to "\$1380," and change totals accordingly.

Mr. Leonard moved to table the amendment by Mr. Farmer.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—96

Adamson	Jackson
Adkins	James
Alexander	Jones of Falls
Alsup	Jones of Runnels
Atchison	Jones of Shelby
Beck	Jones of Wise
Bergman	Keefe
Bradbury	King
Bradford	Knetsch
Broyles	Lanning
Burton	Latham
Cagle	Leath
Caldwell	Leonard
Canon	Lotief
Clayton	Lucas
Collins	Luker
Colquitt	Mauritz
Colson	McConnell
Cooper	McFarland
Craddock	McKee
Crossley	McKinney
Davisson	Moffett
of Eastland	Morris
Dickison	Morrison
Dunlap of Hays	Newton
England	Olsen
Fain	Payne
Fisher	Petsch
Fitzwater	Reed of Bowie
Fox	Roach of Angelina
Fuchs	Roane
Gibson	Roark
Glass	Roberts
Good	Rogers
Graves	Russell
Hankamer	Rutta
Hanna	Scarborough
Hardin	Settle
Harris of Archer	Shofner
Harris of Dallas	Tarwater
Herzik	Tennyson
Hill	Thornton
Hodges	Waggoner
Hofheinz	Walker
Howard	Westfall
Huddleston	Wood of Montague
Hunt	Worley
Hunter	Young
Hyder	

Nays—14

Butler of Brazos	Holland
Butler of Karnes	Hoskins
Daniel	McCalla
Dunagan	Padgett
Dwyer	Patterson
Farmer	Stanfield
Ford	Youngblood

Present—Not Voting

Davis

Absent

Ash	Morse
Calvert	Nicholson
Celaya	Palmer
Davison of Fisher	Pope
Dunlap of Kleberg	Quinn
Duvall	Reed of Dallas
Frazer	Riddle
Greathouse	Spears
Head	Stinson
Jefferson	Tillery
Jones of Atascosa	Wells
Lange	Wood of Harrison
Moore	

Absent—Excused

Aikin	Reader
Bourne	Roach of Hunt
Cowley	Smith
Gray	Steward
Hartzog	Stovall
Lemens	Venable
Lindsey	

(Mr. Morse in the Chair.)

Mr. Greathouse offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 1, line 30, by striking out the figures "\$2000" in each column and insert the figures "\$2500" in lieu thereof.

GREATHOUSE,
FORD.

(Mr. Walker in the Chair.)

On motion of Mr. Leonard, the amendment by Mr. Greathouse was tabled.

Mr. Leonard offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 2, line 26, by changing the word "Auditor" to "Inventory Clerk."

The amendment was adopted.

Question—Shall House Bill No. 780 pass to engrossment?

HOUSE BILL NO. 763 WITH SENATE AMENDMENTS

Mr. Beck called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 763, A bill to be entitled "An Act providing for relief for the Hooks Independent School District of Bowie County, Texas, in order to aid said district in rebuilding its properties and equipping its school which was destroyed by fire on the eleventh

day of February, A. D. 1935; providing for work relief; making an appropriation to said district for said property, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

Mr. Beck moved that the House concur in the Senate amendments.

Mr. Good moved, as a substitute motion, that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two houses on the bill.

Mr. Ford moved to table the motion by Mr. Good.

The motion to table was lost.

Question recurring on the motion by Mr. Good, it prevailed.

The motion as substituted was then adopted.

Mr. Tillery moved to reconsider the vote by which the House refused to concur in Senate amendments to House Bill No. 763.

Mr. Good moved to table the motion to reconsider.

The motion to table prevailed.

RECESS

Mr. Russell moved that the House adjourn until 10 o'clock a. m., next Monday.

Mr. Keefe moved that the House recess to 2 o'clock p. m., today.

Mr. Caldwell moved that the House recess to 10 o'clock a. m., next Monday.

Question recurring on the motion by Mr. Keefe, it prevailed, and the House, accordingly, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by Mr. Walker.

HOUSE BILL NO. 780 ON PASSAGE TO ENGROSSMENT

The House resumed consideration of pending business, same being House Bill No. 780, making certain appropriation for the support and maintenance of the various State departments;

The bill having been read second time on this morning, the House hav-

ing agreed to consider the bill department by department, and having under consideration at this time the section of the bill relating to the Adjutant General's Department.

Mr. Greathouse offered the following amendment to this section of the bill:

Amend House Bill No. 780, line 30, page 1, by substituting the figures "\$2,400" in each column for the figures "\$2,000."

The amendment was lost.

Mr. Scarborough moved that the House recess to 10 o'clock a. m., next Monday.

Question recurring on the motion by Mr. Scarborough, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows:

Yeas—9

Collins	Padgett
Farmer	Russell
Graves	Scarborough
Hoskins	Tarwater
Lange	

Nays—84

Adamson	Hanna
Alexander	Harris of Archer
Alsup	Harris of Dallas
Atchison	Head
Beck	Herzik
Bergman	Hodges
Bradbury	Holland
Broyles	Howard
Burton	Huddleston
Butler of Karnes	Hunt
Canon	Hunter
Colquitt	Jackson
Colson	James
Cooper	Jones of Atascosa
Craddock	Jones of Runnels
Crossley	Jones of Wise
Daniel	Keefe
Davis	King
Davison of Fisher	Knetsch
Davisson	Lanning
of Eastland	Latham
Dickison	Leonard
Dunlap of Hays	Luker
Dwyer	Mauritz
England	McCalla
Fain	McConnell
Fisher	McFarland
Fitzwater	McKinney
Fox	Moffett
Frazer	Morris
Gibson	Morrison
Glass	Newton
Good	Patterson
Greathouse	Payne

Reed of Bowie	Tennyson
Reed of Dallas	Thornton
Riddle	Tillery
Roach of Angelina	Waggoner
Roark	Wood of Harrison
Roberts	Wood of Montague
Rutta	Worley
Shofner	Young
Spears	

Present—Not Voting

Hankamer	Walker
----------	--------

Absent

Adkins	Leath
Ash	Lotief
Bradford	Lucas
Butler of Brazos	McKee
Cagle	Moore
Caldwell	Morse
Calvert	Nicholson
Celaya	Olsen
Clayton	Palmer
Dunagan	Petsch
Dunlap of Kleberg	Pope
Duvall	Quinn
Ford	Roane
Fuchs	Rogers
Hardin	Settle
Hill	Stanfield
Hofheinz	Stinson
Hyder	Wells
Jefferson	Westfall
Jones of Falls	Youngblood
Jones of Shelby	

Absent—Excused

Aikin	Reader
Bourne	Roach of Hunt
Cowley	Smith
Gray	Steward
Hartzog	Stovall
Lemens	Venable
Lindsey	

The Chair announced that there was not a quorum present.

Mr. Scarborough moved a call of the House for the purpose of securing and maintaining a quorum until 4 o'clock p. m., today, and the call was duly ordered.

The Chair then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Chair.

On motion of Mr. Alsup, the Sergeant-at-Arms was instructed to bring in all members within the city who are not ill.

The roll of the House was again called, and the Chair announced a quorum present.

Question again recurring on the motion to recess, it was lost.

Mr. Scarborough moved to reconsider the vote by which the call of the House was ordered.

The motion to reconsider was lost.

Mr. Greathouse moved to reconsider the vote by which the amendment offered by himself, relative to salary of Assistant Adjutant General, was lost.

Question recurring on the motion to reconsider, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—55

Broyles	Hoskins
Butler of Karnes	Howard
Calvert	Hunter
Celaya	Jefferson
Collins	Jones of Runnels
Colquitt	Keefe
Colson	King
Cooper	Lange
Craddock	Lanning
Daniel	Mauritz
Davison of Fisher	McCalla
Davisson	McFarland
of Eastland	Morris
Dickison	Newton
Dunlap of Kleberg	Padgett
Dwyer	Patterson
England	Payne
Fain	Pope
Glass	Reed of Dallas
Graves	Riddle
Greathouse	Roark
Hankamer	Rogers
Hanna	Russell
Harris of Archer	Spears
Harris of Dallas	Tarwater
Head	Thornton
Hofheinz	Tillery
Holland	Worley

Nays—46

Adamson	Fox
Alexander	Frazer
Alsup	Gibson
Atchison	Good
Bergman	Herzik
Bradbury	Hodges
Burton	Huddleston
Canon	Hunt
Crossley	Hyder
Davis	Jackson
Dunlap of Hays	James
Farmer	Jones of Atascosa
Fitzwater	Jones of Shelby

Jones of Wise	Morse
Knetsch	Reed of Bowie
Latham	Rutta
Leonard	Scarborough
Lucas	Settle
Luker	Shofner
McConnell	Waggoner
McKinney	Wells
Moffett	Wood of Harrison
Morrison	Wood of Montague

Present—Not Voting

Walker

Absent

Adkins	Lotief
Ash	McKee
Beck	Moore
Bradford	Nicholson
Butler of Brazos	Olsen
Cagle	Palmer
Caldwell	Petsch
Clayton	Quinn
Dunagan	Roane
Duvall	Roberts
Fisher	Stanfield
Ford	Stinson
Fuchs	Tennyson
Hardin	Westfall
Hill	Young
Jones of Falls	Youngblood
Leath	

Absent—Excused

Aikin	Reader
Bourne	Roach of Angelina
Cowley	Roach of Hunt
Gray	Smith
Hartzog	Steward
Lemens	Stovall
Lindsey	Venable

Question recurring on the amendment by Mr. Greathouse, yeas and nays were demanded.

The roll of the House was called, and vote announced as follows:

Yeas, 50; nays, 49.

Mr. Jones of Atascosa called for a verification of the vote.

The roll of the "yeas" and "nays" was then called, and the verified vote resulted as follows:

Yeas—50

Broyles	Daniel
Butler of Karnes	Davison of Fisher
Calvert	Davissou
Celaya	of Eastland
Collins	Dickison
Colquitt	Dwyer
Colson	England
Cooper	Fain
Craddock	Fox

Graves	Mauritz
Greathouse	McCalla
Hanna	McFarland
Harris of Archer	McKinney
Harris of Dallas	Moffett
Head	Morse
Hodges	Olsen
Hofheinz	Padgett
Holland	Patterson
Hoskins	Payne
Howard	Reed of Dallas
Hunter	Rogers
Jefferson	Shofner
Jones of Runnels	Spears
Keefe	Tarwater
King	Tillery
Lanning	

Nays—51

Adamson	Jones of Shelby
Alexander	Jones of Wise
Alsup	Knetsch
Atchison	Latham
Bergman	Leonard
Bradbury	Lucas
Bradford	Luker
Burton	McConnell
Canon	McKee
Crossley	Morris
Davis	Morrison
Dunlap of Hays	Newton
Dunlap of Kleberg	Pope
Farmer	Reed of Bowie
Fitzwater	Riddle
Frazer	Roark
Gibson	Rutta
Glass	Scarborough
Good	Settle
Hankamer	Thornton
Herzik	Waggoner
Huddleston	Wood of Harrison
Hunt	Wood of Montague
Jackson	Worley
James	Young
Jones of Atascosa	

Present—Not Voting

Walker

Absent

Adkins	Leath
Ash	Lotief
Beck	Moore
Butler of Brazos	Nicholson
Cagle	Palmer
Caldwell	Petsch
Clayton	Quinn
Dunagan	Roane
Duvall	Roberts
Fisher	Russell
Ford	Stanfield
Fuchs	Stinson
Hardin	Tennyson
Hill	Wells
Hyder	Westfall
Jones of Falls	Youngblood
Lange	

Absent—Excused

Aikin	Reader
Bourne	Roach of Angelina
Cowley	Roach of Hunt
Gray	Smith
Hartzog	Steward
Lemens	Stovall
Lindsey	Venable

The Chair announced that the amendment was lost.

Mr. Luker offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 2, line 5, by striking out "\$100,000" and inserting "\$50,000" for each year.

On motion of Mr. Leonard, the amendment was tabled.

Mr. Leonard offered the following amendment to this section of the bill:

Amend House Bill No. 780 by transposing lines 19 through and including line 25, on page 4, to page 2, line 6, and add at the end of said paragraph the following words: "unless and until charges for armory rents shall have been reduced at least twenty (20) per cent under the charges and contracts that prevailed during the year ending August 31, 1932."

The amendment was adopted.

Mr. Reed of Bowie offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 3, line 12, by striking out the figures "\$1,800" in each column, and inserting in lieu thereof the figures "\$1,500."

Question recurring on the amendment by Mr. Reed of Bowie, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—23

Adamson	Hodges
Alexander	Hunt
Alsup	Jones of Wise
Ash	Knetsch
Bradbury	Lucas
Broyles	Luker
Davison of Fisher	Olsen
Farmer	Reed of Bowie
Fox	Rutta
Glass	Tennyson
Good	Waggoner
Harris of Archer	

Nays—81

Atchison	Bradford
Bergman	Burton

Butler of Brazos

Calvert	James
Canon	Jefferson
Clayton	Jones of Atascosa
Collins	Jones of Falls
Colquitt	Jones of Runnels
Cooper	Jones of Shelby
Craddock	Keefe
Crossley	King
Daniel	Lange
Davis	Lanning
Davisson	Latham
of Eastland	Leath
Dickison	Mauritz
Dunlap of Hays	McCalla
Dunlap of Kleberg	McConnell
Duvall	McFarland
England	McKinney
Fain	Moffett
Fisher	Morris
Fitzwater	Morrison
Frazer	Newton
Fuchs	Padgett
Gibson	Patterson
Graves	Reed of Dallas
Greathouse	Riddle
Hankamer	Roark
Hanna	Roberts
Harris of Dallas	Rogers
Head	Russell
Herzik	Scarborough
Hill	Settle
Hofheinz	Shofner
Holland	Tarwater
Hoskins	Thornton
Howard	Wells
Hunter	Wood of Harrison
Hyder	Wood of Montague
Jackson	Worley
	Young

Present—Not Voting

Walker

Absent

Adkins	Moore
Beck	Morse
Butler of Karnes	Nicholson
Cagle	Palmer
Caldwell	Payne
Celaya	Petsch
Colson	Pope
Dunagan	Quinn
Dwyer	Roane
Ford	Spears
Hardin	Stanfield
Huddleston	Stinson
Leonard	Tillery
Lotief	Westfall
McKee	Youngblood

Absent—Excused

Aikin	Lemens
Bourne	Lindsey
Cowley	Reader
Gray	Roach of Angelina
Hartzog	Roach of Hunt

Smith
Steward

Stovall
Venable

Mr. Greathouse offered the following amendment to this section of the bill:

Amend House Bill No. 780, line 30, page 1, by changing the figures in each column to read "\$2,300."

Mr. Jones of Atascosa raised a point of order on further consideration of the amendment by Mr. Greathouse, on the ground that the House has heretofore defeated a like amendment.

The Chair overruled the point of order.

Question recurring on the amendment by Mr. Greathouse, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—46

Broyles	Jefferson
Caldwell	Jones of Runnels
Calvert	Keefe
Celaya	Lange
Colson	Lanning
Cooper	Mauritz
Craddock	McCalla
Daniel	McConnell
Dunagan	McKee
Duvall	McKinney
England	Morse
Fain	Padgett
Fox	Patterson
Graves	Payne
Greathouse	Petsch
Hanna	Pope
Harris of Archer	Reed of Dallas
Harris of Dallas	Roberts
Head	Rogers
Hill	Scarborough
Hofheinz	Spears
Hoskins	Tarwater
Hyder	Wells

Nays—67

Adamson	Crossley
Alexander	Davis
Alsup	Davison of Fisher
Ash	Dunlap of Hays
Atchison	Farmer
Bergman	Fisher
Bradbury	Fitzwater
Bradford	Frazer
Burton	Fuchs
Butler of Brazos	Gibson
Butler of Karnes	Glass
Canon	Good
Clayton	Hankamer
Collins	Herzik
Colquitt	Hodges

Howard
Huddleston
Hunt
Hunter
Jackson
James
Jones of Atascosa
Jones of Falls
Jones of Shelby
Jones of Wise
King
Knetsch
Latham
Leath
Leonard
Lucas
Luker
McFarland
Moffett

Morris
Morrison
Newton
Olsen
Reed of Bowie
Riddle
Roark
Russell
Rutta
Shofner
Tennyson
Thornton
Tillery
Waggoner
Wood of Harrison
Wood of Montague
Worley
Young

Present—Not Voting

Walker

Absent

Adkins	Lotief
Beck	Moore
Cagle	Nicholson
Davisson	Palmer
of Eastland	Quinn
Dickison	Roane
Dunlap of Kleberg	Settle
Dwyer	Stanfield
Ford	Stinson
Hardin	Westfall
Holland	Youngblood

Absent—Excused

Aikin	Reader
Bourne	Roach of Angelina
Cowley	Roach of Hunt
Gray	Smith
Hartzog	Steward
Lemens	Stovall
Lindsey	Venable

Mr. Cooper offered the following amendment to the section of the bill relative to State Department of Agriculture:

Amend House Bill No. 780 by striking out lines 38, 39, and 40, page 6, and lines 4 and 5, page 7.

COOPER,
WAGGONER.

On motion of Mr. Leonard, the amendment was tabled.

Mr. Rutta offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 6, by striking out all of lines 26 and 27.

RUTTA,
WAGGONER.

On motion of Mr. Tillery, the amendment was tabled.

Mr. Farmer offered the following amendment to this section of the bill:

Amend House Bill No. 780 as follows: Strike out line 28, page 6.

On motion of Mr. Olsen, the amendment was tabled.

Mr. Luker offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 6, by striking out line 13.

On motion of Mr. Leonard, the amendment was tabled.

Mr. Huddleston offered the following amendment to this section of the bill:

Amend House Bill No. 780 by striking out lines 22, 23, 24, 25, page 6.

On motion of Mr. Leonard, the amendment was tabled.

Mr. Lucas offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 6, line 15, by striking out the figures "\$1,320" wherever they appear and insert in lieu thereof the figures "\$1,200," and by changing the figures "\$7,920" wherever they appear and insert in lieu thereof the figures "\$7,200."

On motion of Mr. Leonard, the amendment was tabled.

Mr. Riddle offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 6, lines 26 and 27, by striking out all of said lines and insert in lieu thereof the following:

"Pecan Experts—Three, none to exceed \$1,320 per year. In the column for 1936 put figures \$3,960, and in column for 1937 put figures \$3,960."

RIDDLE,
McKEE,
KNETSCH.

On motion of Mr. Leonard, the amendment was tabled.

Mr. Hanna offered the following amendment to this section of the bill:

Amend House Bill No. 780 by striking out lines 16 to 21, inclusive, on page 6.

On motion of Mr. Leonard, the amendment was tabled.

Mr. Jones of Wise offered the following amendment to this section of the bill:

Amend House Bill No. 780 by striking out pages 6, 7, and 8, and appropriating the total on line 38, page 7,

to the Extension Department of the Texas Agricultural and Mechanical College; provided that all duties of the Department of Agriculture be transferred to said Extension Department.

JONES of Wise,
MORRIS.

Mr. Alsup raised a point of order on further consideration of the amendment by Mr. Jones of Wise, on the ground that the amendment seeks to change an existing statute, which can not be done in an appropriation bill.

The Chair sustained the point of order.

Mr. Tarwater offered the following amendment to this section of the bill:

Amend House Bill No. 780, page 7, by adding the following between lines 17 and 18: "Four inspectors for testing cream and butterfat in milk, none to exceed \$1,380 per year; \$5,520 for year ending August 31, 1936, and \$5,520 for year ending August 31, 1937."

TARWATER,
ALEXANDER,
FAIN,
FUCHS,
McKEE.

(Mr. Morse in the Chair.)

Mr. Wood of Montague moved to table the amendment by Mr. Tarwater.

The motion to table was lost.

Question recurring on the amendment, it was adopted.

Question—Shall House Bill No. 780 pass to engrossment?

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, by unanimous consent, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Thornton:

H. B. No. 892, A bill to be entitled "An Act giving a bank or trust company the option to refuse payment of a check presented more than six months after date unless expressly instructed by drawer to pay same; repealing all laws or parts of laws in conflict therewith, and declaring an emergency."

Referred to Committee on Banks and Banking.

By Mr. Nicholson:

H. B. No. 893, A bill to be entitled "An Act to amend Chapter 1, Title 61, Revised Civil Statutes of 1925, providing for the appointment of deputy district clerks in any county having a population of more than one hundred thirty-two thousand (132,000) and less than one hundred fifty thousand (150,000) inhabitants, as shown by the latest United States Census, and in which there are more than one district court, including a criminal district court, etc., and declaring an emergency."

Referred to Committee on Counties.

By Mr. Davison of Fisher:

H. B. No. 894, A bill to be entitled "An Act amending Article 1020 of the Code of Criminal Procedure of the State of Texas, 1925, as amended by Act of 1933, Forty-third Legislature, page 219, Chapter 99, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mrs. Moore:

H. B. No. 895, A bill to be entitled "An Act to promote public morals, by abolishing certain causes of action, practices and proceedings, which are commonly used as means of extortion; abolishing civil causes of action for alienation of affections, criminal conversation, and seduction; abolishing causes of action for breach of contract to marry; fixing the operation, effect, status, and character of acts hereafter done within this State, and of contracts to marry which shall hereafter be made within this State, etc., and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Leonard:

H. B. No. 896, A bill to be entitled "An Act authorizing depositories of public funds, now authorized by law to pledge securities in lieu of personal or surety depository bonds, to pledge Home Owners' Loan Corporation bonds as such security; providing this Act shall be cumulative and in addition to all existing laws relating to depository bonds, and declaring an emergency."

Referred to Committee on Banks and Banking.

By Mr. Butler of Karnes and Mr. Roane:

H. B. No. 897, A bill to be entitled

"An Act to amend Section 5 of Chapter 271, Acts of the Regular Session of the Forty-second Legislature, which is Article 5421-c, Revised Civil Statutes, providing for the sale of public free school lands under preference right to include a provision providing for the purchase of lands surveyed under Article 5323, Revised Statutes, 1925, in cases where the field notes have been filed in the General Land Office and approved, but the applicant has failed to file his application to purchase within the time prescribed by law; and authorizing a revaluation of such areas, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Lanning:

H. B. No. 898, A bill to be entitled "An Act to permit space in the Capitol to be used for a cigar stand; providing for designating the floor space, articles to be sold, the person to operate the stand, power to remove the person, and the supervision of the stand, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Pope:

H. B. No. 899, A bill to be entitled "An Act to amend Sections 1 and 2 of Chapter 140, House Bill No. 386, passed at the Regular Session of the Forty-second Legislature, page 235 of the General Laws of Texas, 1931, by requiring an election to be held for dividing school districts or adding to school districts, and the method of holding said elections, and requiring ratification by the Legislature of all school districts laid out and/or attempted to be established, combined, abolished, or changed by the county board of trustees; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on School Districts.

By Mr. Palmer and Mr. Glass:

H. B. No. 900, A bill to be entitled "An Act to amend Chapter 2 of Title 116 of the Revised Civil Statutes of Texas, 1925, by adding to said chapter a new article to be known as 'Article 6711-a,' providing that upon application of ten or more resident citizens of the Counties of Leon, Madison, or Cherokee, or one person living within an enclosure of two thousand

(2,000) acres or more in said counties, the commissioners court of said county shall open a road through said enclosure of land, or between different persons or owners of land, or along any section line, or along any survey line, or along any survey subdivision line, where said land is adjacent or contiguous to public rivers, lakes, or bays in the Counties of Leon, Madison, or Cherokee, etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Roark:

H. B. No. 901, A bill to be entitled "An Act providing for the expending of the road and bridge fund of the county by the commissioners court in each precinct as nearly as conditions will permit, in proportion to amounts collected in such precinct, etc., and declaring an emergency."

Referred to Committee on Counties.

By Mr. Howard, Mr. Morse, Mr. Hofheinz, Mr. McCalla, and Mr. Holland:

H. B. No. 902, A bill to be entitled "An Act amending Article 1058 under Title 15 of the Code of Criminal Procedure, Revised Statutes of 1925, et seq.; increasing the salaries of bailiffs or deputy sheriffs in certain counties for service as grand jury bailiff or as deputy sheriff, etc., and declaring an emergency."

Referred to Committee on Counties.

By Mr. Collins, Mr. Reed of Dallas, Mr. Colquitt, Mr. Spears, Mr. Thornton, Mr. Hunter, Mr. Hanna, Mr. Scarborough, and Mr. Jefferson:

H. B. No. 903, A bill to be entitled "An Act amending Articles 5091 and 5095, Revised Civil Statutes, 1925, and Article 689 of the Penal Code of Texas, 1925, as same was amended by Acts of Regular Session of the Forty-second Legislature, 1931, Chapter 138, Section 1; defining words, terms, and phrases used in this Act; requiring issuance of permits to persons authorized to sell liquor, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Good:

H. B. No. 904, A bill to be entitled "An Act defining the terms 'domino hall, domino table,' and 'owner' as

used herein, and levying an annual occupation tax thereon; prohibiting the operation thereof without payment of the tax, and providing a penalty for violation thereof, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

LEAVES OF ABSENCE GRANTED (By Unanimous Consent)

Mr. Smith was granted leave of absence for this afternoon on account of illness, on motion of Mr. Worley.

Mr. Roach of Angelina was granted leave of absence for this afternoon on account of illness, on motion of Mr. Broyles.

ADJOURNMENT

On motion of Mr. Celaya, the House at 4 o'clock p. m., adjourned until 10 o'clock a. m., Monday, April 1.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Constitutional Amendments: Senate Joint Resolution No. 18; House Joint Resolutions Nos. 23 and 26.

Conservation and Reclamation: House Bill No. 813.

Counties: House Bill No. 902.

Criminal Jurisprudence: House Bills Nos. 850, 851, 862, and 884.

Game and Fisheries: House Bill No. 871.

Highways and Motor Traffic: House Bills Nos. 439, 691, and 796.

Judicial Districts: House Bills Nos. 467 and 860.

Live Stock and Stock Raising: House Bill No. 788.

Municipal and Private Corporations: House Bills Nos. 704, 713, 773, 803, 837, 876, and 883.

Oil, Gas, and Mining: House Bill No. 581.

Public Lands and Buildings: House Bills Nos. 603, 687, 792, and 817.

The following committees filed adverse reports on bill and resolutions, as follows:

Constitutional Amendments: House Joint Resolutions Nos. 20, 28, and 36.

Judicial Districts: House Bill No. 150.

The following committees filed adverse reports, with minority favorable reports, on bill and resolution, as follows:

Constitutional Amendments: House Joint Resolution No. 18.

Highways and Motor Traffic: House Bill No. 816.

FORTY-SECOND DAY

(Monday, April 1, 1935)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Ford
Adamson	Fox
Adkins	Frazer
Aikin	Fuchs
Alexander	Gibson
Alsup	Glass
Ash	Good
Atchison	Graves
Beck	Gray
Bergman	Greathouse
Bourne	Hankamer
Bradbury	Hanna
Bradford	Hardin
Broyles	Harris of Archer
Burton	Harris of Dallas
Butler of Brazos	Hartzog
Butler of Karnes	Head
Cagle	Herzik
Caldwell	Hill
Calvert	Hodges
Canon	Hofheinz
Celaya	Holland
Clayton	Hoskins
Collins	Howard
Colquitt	Huddleston
Colson	Hunt
Cooper	Hunter
Cowley	Jackson
Craddock	James
Crossley	Jefferson
Daniel	Jones of Atascosa
Davis	Jones of Falls
Davison of Fisher	Jones of Runnels
Davisson	Jones of Shelby
of Eastland	Jones of Wise
Dickison	Keefe
Dunagan	King
Dunlap of Hays	Knetsch
Dunlap of Kleberg	Lange
Duvall	Lanning
Dwyer	Latham
England	Leath
Fain	Lemens
Farmer	Leonard
Fisher	Lindsey
Fitzwater	Lotief

Lucas	Roberts
Luker	Rogers
Mauritz	Russell
McCalla	Rutta
McConnell	Scarborough
McFarland	Settle
McKee	Shofner
McKinney	Smith
Moffett	Spears
Moore	Stanfield
Morris	Steward
Morrison	Stinson
Morse	Stovall
Nicholson	Tarwater
Padgett	Tennyson
Palmer	Thornton
Patterson	Tillery
Payne	Venable
Petsch	Waggoner
Pope	Walker
Quinn	Wells
Reader	Westfall
Reed of Bowie	Wood of Harrison
Reed of Dallas	Wood of Montague
Riddle	Worley
Roach of Angelina	Young
Roach of Hunt	Youngblood
Roark	

Absent—Excused

Hyder	Olsen
Newton	Roane

A quorum was announced present.

The Chaplain, Rev. Geo. W. Coltrin, offered the following invocation:

"Lord, Thou hast been gracious unto us and our people, even when we have been forgetful of Thee. Lead us today in paths of truth and righteousness, that our labors may be really profitable. In Christ's name. Amen."

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Greathouse for today, on motion of Mr. Davison of Fisher.

Mr. Newton for today, on motion of Mr. Hunter.

The following members were granted leaves of absence on account of illness:

Mr. Roane for today, on motion of Mr. Cooper.

Mr. Olsen for today, on motion of Mr. Quinn.

HOUSE BILL ON FIRST READING

The following House bill, introduced today, was laid before the